

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

020504  
05909 U.S. PTO

Docket No. 680.0045USX	
Anticipated Classification of this Application	
Class:	Subclass:
Prior Application: 10/039,746	filed November 9, 2001
Examiner: Susan D. Coe	Art Unit: 1654
CUSTOMER NO.: 27623	

15535 U.S. PTO  
10/773001

020504

**Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Dear Sir:

This is a request for filing a \_\_\_\_\_ continuation-in-part XXX continuation \_\_\_\_\_ divisional application under 37 CFR 1.53(b), of pending prior application, Serial No. 10/039,746 filed on November 9, 2001 of Michelle Lu, Michele Duggan, Gopinathan Menon, Eugenia Theophilus, Sujatha Dokka and Helen Wang for Topical Cosmetic Composition with Skin Rejuvenation Benefits.

The filing fee is calculated below:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE
				\$770.00
TOTAL CLAIMS	30 - 20 =	10	x \$18.00	\$180.00
INDEPENDENT CLAIMS	3 - 3 =	0	x \$86.00	\$0
MULTIPLE DEPENDENT CLAIM FEE			x \$290.00 =	
TOTAL FILING FEE			\$950.00	
1/2 FILING FEE FOR SMALL ENTITY			\$0	

1. XX A check in the amount of **\$950.00** is enclosed.
2. XX The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.
3. \_\_\_\_\_ Cancel in this application original claim(s) \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
4. XX A copy of the executed oath or declaration from U.S. Application Serial No. 10/039,746 filed November 9, 2001 is enclosed.
5. \_\_\_\_\_ A new oath or declaration, new formal drawings and an affidavit or declaration verifying it as a true copy is enclosed.

6. XX Amend the specification by inserting before the first line the sentence: ---  
This is a continuation of application serial no. 10/039,746, filed November 9, 2001.---

7. XX The prior application is assigned of record to: Avon Products, Inc.

8. XX The power of attorney in the prior application is to: Charles N.J. Ruggiero

a. The power appears in the original papers in the prior application.

b. Address all future communications to :

CHARLES N.J. RUGGIERO, ESQ.  
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9. \_\_\_\_ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

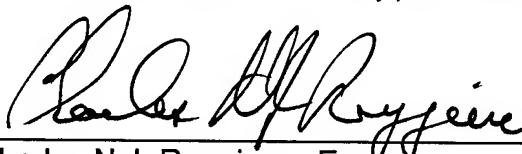
10. XX Priority of application U.S. Application Serial No. 10/039,746 filed on November 9, 2001 is claimed under 35 U.S.C. §120;

11. XX I hereby verify that the attached papers are a true copy of prior application serial no. 10/039,746 as originally filed on November 9, 2001.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

February 5, 2004

(Date)




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#### CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EL995625746US**, service under 37 CFR §1.10 and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 5, 2004.

Leslie Moscatello

(Typed name of person mailing paper)



(Signature of person mailing paper)